

CONNECTICUT LAW JOURNAL



*Published in Accordance with
General Statutes Section 51-216a*

VOL. LXXIX No. 38

March 20, 2018

148 Pages

Table of Contents

CONNECTICUT REPORTS

Lebron v. Commissioner of Correction (Order), 328 C 913	3
State v. Bush (Order), 328 C 913	3
Torres v. Commissioner of Correction (Order), 328 C 912.	2
Volume 328 Cumulative Table of Cases	5

CONNECTICUT APPELLATE REPORTS

Bassford v. Bassford, 180 CA 331	83A
<i>Probate appeals; appeals to trial court from orders of Probate Court admitting decedent's will and determining that he was competent to revoke and to receive certain property from trust; whether trial court properly dismissed probate appeals; claim that trial court improperly concluded that decedent was competent to revoke and to receive property from trust; claim that trial court improperly concluded that decedent's widow had not exercised undue influence over decedent in securing execution of decedent's will; adoption of trial court's memorandum of decision as proper statement of facts and applicable law on issues.</i>	
Melendez v. Fresh Start General Remodeling & Contracting, LLC, 180 CA 355.	107A
<i>Workers' compensation; whether Workers' Compensation Review Board properly affirmed decision of Workers' Compensation Commissioner finding that claimant was employee of respondent and subject to coverage under Workers' Compensation Act (§ 31-275 et seq.); claim that because claimant was not regularly employed for over twenty-six hours per week, he was excluded from coverage under § 31-275 (9) (B) (iv); claim that board improperly affirmed commissioner's finding that claimant was not casual laborer who was excluded from coverage under § 31-275 (9) (B) (ii), which excludes from coverage any person whose employment is of casual nature and who is employed otherwise than for purposes of employer's trade or business; reviewability of claim that commissioner's conclusion that claimant was not casual laborer was incorrect where respondent did not file motion to correct any of commissioner's findings following operative finding and award and did not show good cause for failing to file motion to correct; claim that respondent was deprived of due process because he was not given reasonable notice that claimant sought to hold him personally liable and was not mailed notice of pro forma formal hearing and deadline to submit brief and proposed findings on issue of personal liability.</i>	
State v. Angel M., 180 CA 250	2A
<i>Sexual assault in first degree; attempt to commit sexual assault in first degree; risk of injury to child; claim that trial court abused its discretion by admitting evidence of uncharged sexual misconduct involving defendant's daughter; claim that uncharged misconduct evidence was irrelevant because abuse of victim occurred several years before alleged abuse of daughter and there was familial difference between daughter and victim, who was defendant's stepdaughter; whether probative value of uncharged misconduct evidence was outweighed by prejudicial effect; claim that prosecutorial improprieties deprived defendant of fair trial; reviewability of unpreserved evidentiary claim; claim that prosecutor improperly appealed to passions or prejudices of jury with references to defendant's ethnicity and ability to speak English; claim that prosecutor improperly asked defendant to comment on veracity of witnesses' testimony; claim that trial court improperly</i>	

(continued on next page)

<i>increased defendant's sentence in order to penalize him for invoking his fifth amendment privilege against self-incrimination.</i>	
State v. Thomas (Memorandum Decision), 180 CA 901	127A
State v. Walker, 180 CA 291	43A
<i>Felony murder, manslaughter in first degree with firearm, attempt to commit robbery in first degree; criminal possession of pistol or revolver; unpreserved claim that trial court violated defendant's right to confrontation by allowing supervisory forensics examiner to testify about DNA sample that was processed by another analyst in same laboratory without requiring that analyst to testify; whether trial court violated defendant's right to fair trial by declining to strike witness' in-court identification of defendant or to grant motion for mistrial where defendant claimed that witness' pretrial identification of him from photograph in prosecutor's office resulted from unnecessarily suggestive identification procedure; whether trial court abused its discretion in declining to strike witness' in-court identification of defendant or to declare mistrial as sanctions against state; whether trial court improperly concluded that conspiracy existed when it admitted certain testimony under coconspirator exception to hearsay rule; unpreserved claim that trial court improperly denied motion to sever defendant's trial from that of codefendant where defendant claimed that evidence was admitted that would not have been admissible against him at separate trial; whether trial court abused its discretion in admitting certain evidence; whether conviction of felony murder and manslaughter in first degree violated constitutional provision against double jeopardy when both charges arose from single act of killing victim.</i>	
Carmon v. Commissioner of Correction (replacement pages), 178 CA 365–70	iii
Volume 180 Cumulative Table of Cases	129A

CONNECTICUT LAW JOURNAL

(ISSN 87500973)

Published by the State of Connecticut in accordance with the provisions of General Statutes § 51-216a.

Commission on Official Legal Publications
Office of Production and Distribution
111 Phoenix Avenue, Enfield, Connecticut 06082-4453
Tel. (860) 741-3027, FAX (860) 745-2178
www.jud.ct.gov

RICHARD J. HEMENWAY, *Publications Director*Published Weekly – Available at <http://www.jud.ct.gov/lawjournal>

Syllabuses and Indices of court opinions by
ERIC M. LEVINE, *Reporter of Judicial Decisions*
Tel. (860) 757-2250

The deadline for material to be published in the Connecticut Law Journal is Wednesday at noon for publication on the Tuesday six days later. When a holiday falls within the six day period, the deadline will be noon on Tuesday.